

In accordance with
Rule 19.2 of the
Insolvency (England
& Wales) Rules 2016
and Section 178 of the
Insolvency Act 1986.

NDISC

Notice of disclaimer under section 178 of the Insolvency Act 1986



Companies House

TH
FRIDAY



QIQ *Q776WRWZ* #3
01/06/2018
COMPANIES HOUSE
A05 *A756ZKY2* #282
03/05/2018
COMPANIES HOUSE

1 Company details

Company number 0 0 0 7 7 6 2 8

Company name in full CARILLION JM LIMITED

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) DAVID

Surname CHAPMAN

3 Liquidator's address

Building name/number 4

Street ABBEY ORCHARD STREET

Post town LONDON

County/Region LONDON

Postcode S W 1 P 2 H T

Country

4 Liquidator's name

Full forename(s)

Surname

Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address

Building name/number

Street

Post town

County/Region


Postcode

Country

Other liquidator
Use this section to tell us about
another liquidator.

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Notice of disclaimer under section 178 of the Insolvency Act 1986

6	Notice of disclaimer	
	<input type="checkbox"/> Notice of disclaimer is attached	
7	Sign and date	
Liquidator's signature	Signature X  X	
Signature date	30 04 2018	

NDISC

Notice of disclaimer under section 178 of the Insolvency Act 1986

Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name PHIL ANAST

Company name INSOLVENCY SERVICE

Address 4 ARDEN WICKHAM ST

Post town LONDON

County/Region

Postcode SW1P2HT

Country UK

DX

Telephone 020 7637 6276

Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.

Important information

All information on this form will appear on the public record.

Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

Further information

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

TO:
Bristol Infracare Lift (1) Limited,
Challenge House,
International Drive,
Tewkesbury Business Park,
Tewkesbury,
Gloucestershire,
England
GL20 8UQ
(you)

30 April 2018

Dear Sir / Madam

NOTICE OF DISCLAIMER UNDER SECTION 178 OF THE INSOLVENCY ACT 1986

Re: Carillion JM Limited activities under contract(s) and agreement(s) at the site commonly referred to as the NHS Lift Project at Hampton House

Carillion JM Limited (in liquidation) (company number 00077628) (the Company)
Liquidator: The Official Receiver (the Liquidator)
Special managers: Michael Jervis, David Kelly and Russell Downs (the Special Managers)

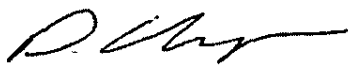
Property Disclaimed: the Direct Agreement in relation to Construction and FM Contract for West Bristol dated 7 May 2004 between you and the Company in relation to the NHS Lift Project at Hampton House (the Contract)

By order of the High Court of Justice of England and Wales of 16 February 2018, the Company was placed into compulsory liquidation and the Official Receiver appointed as liquidator and the Special Managers were appointed to assist the Liquidator (in the Business and Property Courts of England and Wales, Insolvency and Companies List (ChD), case no. CR-2018-001098).

The Liquidator hereby gives you notice that it disclaims all the Company's interest in the Contract.

Yours faithfully

Signed:



Dated: 30 April 2018

Notice authenticated and dated by David Chapman, Official Receiver as liquidator of the Company, acting without personal liability

The Official Receiver has been appointed liquidator of Carillion Plc (and certain subsidiaries). Special Managers have been appointed by the High Court to help the Official Receiver manage the affairs, business and property of the companies in liquidation, in accordance with the powers and duties contained in the order appointing them. Provisional liquidators have also been appointed by the Court of Session, with the powers set out in Schedule 4 to the Insolvency Act 1986. A full list of the appointments and details of the Special Managers and Provisional Liquidators can be found at www.pwc.co.uk/carillion.

The Provisional Liquidators are licensed in the United Kingdom to act as Insolvency Practitioners by the Institute of Chartered Accountants in England and Wales, and are bound by the Insolvency Code of Ethics which can be found at: <https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>.

The Special Managers and Provisional Liquidators act as agents of the companies to which they are appointed, without personal liability, and they are Data Controllers of personal data as defined by the Data Protection Act 1998. Personal data will be kept secure and processed only for matters relating to the appointment.

Official Receiver contact details:
4 Abbey Orchard Street
London
SW1P 2HT
carillion.liquidator@insolvency.gsi.gov.uk

NOTES

The following provisions continue notwithstanding the intended disclaimer by the Company of its interests in the Contract.

The Special Managers, their firm, partners, employees, advisers, representatives or agents nor the Liquidator shall incur any personal liability whatsoever in respect of any of the obligations of the Company or any other person including in connection with the Contract and the terms of this notice.

No liability (whether based in tort or contract or statute or otherwise) including, without limitation, any liability in connection with non-performance or breach or termination (whether by repudiation, disclaimer or otherwise), or any penalty or liability for liquidated damages, *arising from actions or inactions of either the Liquidator or the Special Managers* shall give rise to any liquidation expenses unless expressly accepted in writing.

Neither the Liquidator's nor the Special Managers' actions or inactions shall have the legal effect of an adoption of any of the Contract.

Nothing in this letter is intended to limit or affect in any way the rights or powers of the Liquidator or the Special Managers with respect to their appointments or applicable law.

PROJECT – Hampton House

Schedule 1 – List of addressees to whom this Notice of Disclaimer is to be given

No	Addressee details per contract
1	<ol style="list-style-type: none">1. Sumitomo Mitsui Banking Corporation Europe Limited, 99 Queen Victoria Street, London, EC4V 4EH2. Bristol Infracore Lift (1) Limited, Challenge House, International Drive, Tewkesbury Business Park, Tewkesbury, Gloucestershire, England GL20 8UQ

TO:
Sumitomo Mitsui Banking Corporation Europe Limited,
99 Queen Victoria Street,
London,
EC4V 4EH
(you)

30 April 2018

Dear Sir / Madam

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Yours faithfully

Signed: 

Dated: 30 April 2018

Notice authenticated and dated by David Chapman, Official Receiver as liquidator of the Company, acting without personal liability

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4 Abbey Orchard Street
London
SW1P 2HT
carillion.liquidator@insolvency.gsi.gov.uk

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No liability (whether based in tort or contract or statute or otherwise) including, without limitation, any liability in connection with non-performance or breach or termination (whether by *repudiation, disclaimer or otherwise*), or any penalty or liability for liquidated damages, arising from actions or inactions of either the Liquidator or the Special Managers shall give rise to any liquidation expenses unless expressly accepted in writing.

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Bristol Infracore Lift (1) Limited
Challenge House
International Drive
Tewkesbury Business Park
Tewkesbury
Gloucestershire
England
GL20 8UQ (you)

30 April 2018

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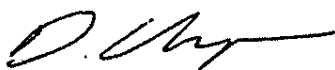
Property Disclaimed: Parts 1 and 2 of the Combined Building Contract and Facilities Management and Lifecycle Costs Contract dated 7 May 2004 between you and the Company and Carillion Construction Limited in relation to the NHS Lift Project at Hampton House (the Contract)

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